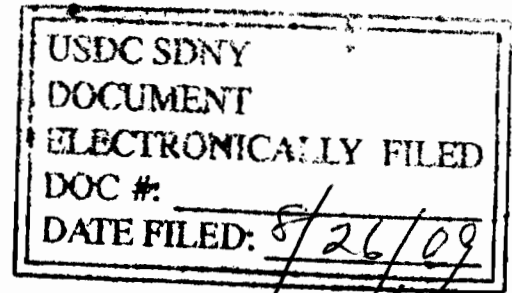


UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK



**In Re: Methyl Tertiary Butyl Ether  
("MTBE")  
Products Liability Litigation**

**Master File No. 1:00-1898  
MDL No. 1358 (SAS)  
M21-88**

**This Document Relates to:  
*City of Lowell v. Amerada Hess Corp., et al.*,  
Case No. 05-CV-04018**

**STIPULATION AND ORDER DISMISSING ALL CLAIMS AGAINST CUMBERLAND  
FARMS, INC. AND GULF OIL LIMITED PARTNERSHIP**

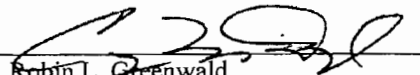
Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, the Plaintiff City of Lowell and Defendants Cumberland Farms, Inc. and Gulf Oil Limited Partnership, hereby request that the Court enter this voluntary dismissal with prejudice of all claims against Cumberland Farms, Inc. and Gulf Oil Limited Partnership as set forth in Plaintiff's Third Amended Complaint, served on October 25, 2006. The Parties agree to the dismissal and further agree that such dismissal is with prejudice, with each party bearing its own costs, expenses and attorneys' fees. Plaintiff reserves all other rights as against all other defendants.

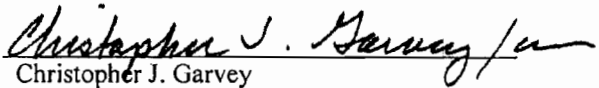
In Re: Methyl Tertiary Butyl Ether ("MTBE") Products Liability Litigation

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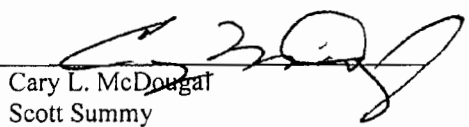
DATED: May \_\_, 2009

DATED: June 12 2009

  
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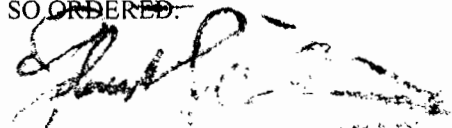
  
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*Attorneys for Plaintiff City of Lowell*

SO ORDERED:

  
The Honorable Shira A. Scheindlin  
United States District Judge

Dated: June 12